E-Filed 8/26/11

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12 ABF FREIGHT SYSTEM, INC.

13
                    UNITED STATES DISTRICT COURT
14   NORTHERN DISTRICT OF CALIFORNIA
                     SAN FRANCISCO DIVISION
15

16 | WALTER RAINES, | Case No. 10-cv-04499-RS

17 | Plaintiff, | **NOTICE OF SETTLEMENT AND STIPULATION OF DISMISSAL**

18 | v. | Judge: Hon. Richard Seeborg

19 | ABF FREIGHT SYSTEM, INC., and DOES
   | 1 to 10, inclusive,
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   | Defendants.
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23   IT IS HEREBY STIPULATED, by and between the parties to this action through their

24 designated counsel, that the above-captioned action be dismissed with prejudice on or about 90

25 days from the date of this filing due to settlement.

26   The parties request that the motion hearing set for September 1, 2011 at 1:30 p.m. in

27 Courtroom 3 be taken off calendar.

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                                        1.

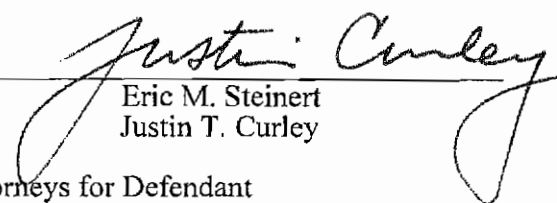NOTICE OF SETTLEMENT AND STIPULATION OF DISMISSAL   Case No. 10-cv-04499-RS

1   The involvement of Plaintiff's Bankruptcy Trustee requires 60-90 days for approval of

2   the settlement. The parties request all events in this matter be taken off calendar and the

3   dismissal be entered after the 90-day period assuming no request to the contrary is necessary.

4   DATED: August 24, 2011   SEYFARTH SHAW LLP

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6   By _____

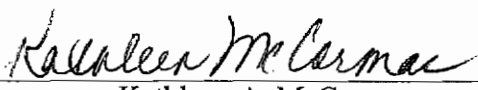7   Eric M. Steinert
                                                      Justin T. Curley

8   Attorneys for Defendant
                                                ABF FREIGHT SYSTEM, INC.
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10   DATED: August 2⸱, 2011   McCORMAC & ASSOCIATES

11

12   By _____

13   Kathleen A. McCormac

14   Attorneys for Plaintiff
                                                WALTER RAINES

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16   **IT IS SO ORDERED.**

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18   Dated: __8/26/11__

                                                HON. RICHARD SEEBORG
19   United States District Judge

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